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AUTHORIZING CERTAIN EASEMENTS

AUGUST 20 (legislative day, AUGUST 1), 1951.—Ordered to be printed

Mr. SALTONSTALL, from the Committee on Armed Services, submitted the following

REPORT

[To accompany H. R. 4024]

The Committee on Armed Services, to whom was referred the bill (H. R. 4024) to authorize certain easements, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to authorize the Secretary of the Navy to grant five easements, three in California, one in Texas, and one in Missouri.

EXPLANATION OF THE BILL

This bill would authorize the Secretary of the Navy to grant five easements to Government property under the jurisdiction of the Navy. The first four conveyances, in the order listed, are considered to be in the public interest and are to be made without reimbursement. The fifth conveyance (sec. 2) is to be made at fair market value. The enactment of this bill will not involve the expenditure or transfer of public funds.

The following is a description of the specific easements proposed under the bill:

(*a*) To the county of Kleberg, Tex., without reimbursement, over a 10-foot-wide strip of land extending 3,760 feet along a highway adjacent to the naval auxiliary air station, Kingsville, Tex., to widen the road. This would be in the public interest and facilitate access to the station. An interim revocable permit has been issued authorizing the necessary preliminary survey and construction.

(*b*) To the city and county of San Francisco, without reimbursement, in and under two 8-foot-wide strips extending 25 and 125 feet, respectively, within the United States Marine Corps Depot of Sup-

plies, Islais Creek, San Francisco, Calif., for constructing and maintaining two 10-inch sludge force mains. The exercise of that easement would not interfere with the Government's use of the land and would benefit the general public in the vicinity. An interim revocable permit has been issued authorizing the preliminary construction of necessary installations.

(*c*) To the city of San Diego, without reimbursement, over a strip of land 15 feet wide and extending 962 feet along the west side of the Sachem housing project (No. Cal.–4037–N), San Diego, Calif., adjacent to the east boundary of San Pasqual Street, to widen said street. This would be in the public interest and facilitate access to the housing project which is now under the cognizance of the Navy Department. An interim revocable permit has been issued authorizing the necessary preliminary survey and construction.

(*d*) To the Pacific Telephone & Telegraph Co., without reimbursement, over two strips of land 10 feet wide extending a total of 606 feet over and across the lands of the naval training and distribution center at Camp Elliott, San Diego County, Calif., for telephone line purposes. The predecessor of this company possessed a permanent easement right along the public highway adjacent to the main entrance of Camp Elliott over which it had erected its lines. This interfered with the free use of the camp's main entrance. The company's lines were relocated, without cost to the Government and across the Camp Elliott property within a right-of-way selected and approved by the camp commander. The easement proposed herein would grant to said company comparable rights in the relocated right-of-way as it possessed in the former location of its lines and would not interfere with the Government's use of the land.

Section 2: To the Kansas City Power & Light Co., over and across certain land within the boundaries of the naval industry reserve aircraft plant, Kansas City, Mo., for the erection and maintenance of overhead transmission lines, at a cost to the company of the fair market value of the easement. The exercise of that easement would not interfere with the Government's use of the land and would be of benefit to the general public in the vicinity. An interim permit has been issued to enter and proceed with the necessary construction.

RECOMMENDATIONS OF THE DEPARTMENT

The legislation is recommended by the Department of Defense and is concurred in by the Bureau of the Budget. The recommendations of the Department of Defense are set forth in the following letter from the Assistant Secretary of Defense to the Speaker of the House of Representatives:

ASSISTANT SECRETARY OF DEFENSE,
Washington 25, D. C., May 1, 1951.

Hon. SAM RAYBURN,
Speaker of the House of Representatives.

DEAR MR. SPEAKER: There is forwarded herewith a draft of legislation, to authorize certain easements, and for other purposes.

This proposal is a part of the Department of Defense legislative program for 1951 and it has been approved by the Bureau of the Budget. The Department of Defense recommends that it be enacted by the Congress.

Purpose of the legislation: The objective of this proposed measure is to authorize the Secretary of the Navy to grant five easements as follows:

(1) To the county of Kleberg, Tex., without reimbursement, over a 10-foot-wide strip of land extending 3,760 feet along a highway adjacent to the naval auxiliary

air station, Kingsville, Tex., to widen the road. This would be in the public interest and facilitate access to the station. An interim revocable permit has been issued authorizing the necessary preliminary survey and construction.

(2) To the city and county of San Francisco, without reimbursement, in and under two 8-foot-wide strips extending 25 and 125 feet respectively, within the United States Marine Corps Depot of Supplies, Islais Creek, San Francisco, Calif., for constructing and maintaining two 10-inch sludge force mains. The exercise of that easement would not interfere with the Government's use of the land and would benefit the general public in the vicinity. An interim revocable permit has been issued authorizing the preliminary construction of necessary installations.

(3) To the city of San Diego, without reimbursement, over a strip of land 15 feet wide and extending 962 feet along the west side of the Sachem housing project (No. Cal–4037–N), San Diego, Calif., adjacent to the east boundary of San Pasqual Street to widen said street.

This would be in the public interest and facilitate access to the housing project which is now under the cognizance of the Navy Department. An interim revocable permit has been issued authorizing the necessary preliminary survey and construction.

(4) To the Pacific Telephone & Telegraph Co., without reimbursement over two strips of land 10 feet wide extending a total of 606 feet over and across the lands of the naval training and distribution center at Camp Elliott, San Diego County, Calif., for telephone line purposes. The predecessor of this company possessed a permanent easement right along the public highway adjacent to the main entrance of Camp Elliott over which it had erected its lines. This interfered with the free use of the camp's main entrance. The compnay's lines were relocated, without cost to the Government and across the Camp Elliott property within a right-of-way selected and approved by the camp commander. The easement proposed herein would grant to said company comparable rights in the relocated right-of-way as it possessed in the former location of its lines and would not interfere with the Government's use of the land.

(5) To the Kansas City Power & Light Co., over and across certain land within the boundaries of the naval industrial reserve aircraft plant, Kansas City, Mo., for the erection and maintenance of overhead transmission lines, at a cost to the company of the fair market value of the easement. The exercise of that easement would not interfere with the Government's use of the land and would be of benefit to the general public in the vicinity. An interim permit has been issued to enter and proceed with the necessary construction.

Legislative reference: None.

Cost and budget data: The enactment of this legislation would not involve any expenditure or transfer of public funds.

Department of Defense action agency: The Department of the Navy has been designated as the representative of the Department of Defense for this legislation.

Sincerely,

FELIX E. LARKIN
(For Marx Leva).